

**City of Cumming
Work Session Agenda
November 6, 2019**

I. Meeting Called to Order-Troy Brumbalow, Mayor.

II. Invocation

III. Pledge to Flag

IV. Consider Agenda for Adoption

V. Consider for adoption the following meeting minutes:

- A. Regular Council Meeting of October 15, 2019
- B. Executive Session Meeting of October 15, 2019

VI. Acknowledgements, Proclamations, Resolutions, etc.- None

VII. Old Business

A. Planning & Zoning

- 1. Rezoning Application #2018320- Central Forsyth Properties

B. Administration

- 1. Fire Safety and Prevention Ordinance
- 2. Recreational Trails Grant Resolution

VIII. New Business

A. Street

- 1. Request to Purchase- Ventrac (Multipurpose Tractor)

B. Fairgrounds

- 1. Recap- 2019 Cumming Country Fair & Festival
- 2. Request to Purchase- Multi-Use Tractor

C. Planning & Zoning

- 1. Ordinance Update- Occupational Tax (Information Only)

D. Administration

- 1. 2020 Budget
- 2. Joint Agreement- City of Cumming and DDA

E. Aquatic Center

- 1. Request to Replace Dehumidification Unit- Indoor Competition Pool

F. Police

- 1. Request to Purchase Records Management Program

IX. Announcements

A. Cumming Steam, Antique Tractor & Gas Engine Expo- Nov. 8 & 9 at Fairgrounds

B. Veterans Day Ceremony- Monday, Nov. 11, 11 a.m., at the Veterans War Memorial

X. Executive Session (If needed)

XI. Adjourn.

**CITY OF CUMMING
COUNCIL MINUTES
WORK SESSION
November 6, 2019**

I. There was a Work Session meeting of the Mayor and Council of the City of Cumming on Wednesday, November 6, 2019, at 6:00 P.M., at City Hall in Cumming, Georgia. The Mayor and all Council Members were properly notified as required by law and all were present. Mayor Troy Brumbalow presided over the meeting and called the meeting to order.

II. Invocation: Mayor Brumbalow asked Mr. Shad Faulkner to deliver the invocation.

III. Pledge to the Flag. Mayor Brumbalow led everyone in the Pledge to the American Flag.

IV. Consider Agenda for Adoption- A motion was made by Lewis Ledbetter, seconded by Chad Crane, and unanimously passed to adopt the agenda as presented.

V. Consider for adoption the following meeting minutes: A. Regular Council Meeting of October 15, 2019: A motion was made by Lewis Ledbetter, seconded by Linda Ledbetter, and unanimously passed to approve the minutes of the Regular Council Meeting of October 15, 2019 as presented.

B. Executive Session Meeting of October 15, 2019: A motion was made by Lewis Ledbetter, seconded by Chad Crane, and unanimously passed to approve the minutes of the Executive Session Meeting of October 15, 2019.

VI. Acknowledgements, Proclamations, Resolutions, etc. – Mayor Brumbalow congratulated newly-elected councilman Joey Cochran and candidate Jason May for the way they conducted themselves during the campaign.

VII. Old Business A. Planning & Zoning: Rezoning Application #2018320- Central Forsyth Properties: Mayor Brumbalow asked if there were any questions or comments on this application since the public hearings had already been held. After no further questions, a motion was made by Lewis Ledbetter and seconded by Linda Ledbetter to approve Rezoning Application #2018320- Central Forsyth Properties with the conditions agreed upon by the developer and the Planning Staff. (See attached Conditions) The motion carried 4-0 with Councilman Christopher Light recused.

B. Administration: 1. Fire Safety and Prevention Ordinance City Attorney Kevin

Tallant presented an ordinance with a preamble as follows: **AN ORDINANCE OF THE**

CITY OF CUMMING, GEORGIA FOR THE PURPOSES OF ENACTING A NEW FIRE SAFETY AND PREVENTION ORDINANCE, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES. This ordinance would bring the City of Cumming's Ordinance up-to-date with what the Forsyth County Fire Marshal had requested. A motion was made by Jason Evans, seconded by Lewis Ledbetter, and unanimously passed to adopt the Fire Safety and Prevention Ordinance.

2. Recreational Trails Grant Resolution A Resolution was presented with a preamble as follows: **A RESOLUTION OF THE CITY OF CUMMING REGARDING THE APPLICATION FOR AND COMMITMENT TO THE FUNDING OF A RECREATIONAL TRAILS PROJECT TO BE LOCATED AT THE CUMMING CITY CENTER IN CUMMING, GEORGIA.** A motion was made by Linda Ledbetter, seconded by Chad Crane, and unanimously passed to authorize Mayor Troy Brumbalow to sign the Resolution on behalf of the City of Cumming.

VIII. New Business A. Street 1. Request to Purchase- Ventrac (Multipurpose Tractor)- Street Department Director Hugh Boling explained that the Street Department is requesting to purchase a multipurpose tractor made by Ventrac. This machine is designed for mowing roadways and areas with severe slopes that are difficult to mow with traditional equipment. As this is a specialty piece of equipment, there is one dealer in Georgia, Howard Brothers in Alpharetta. A motion was made by Chad Crane, seconded by Lewis Ledbetter, and unanimously passed to authorize the purchase of the Ventrac (Multipurpose Tractor) from Howard Brothers in the amount of \$44,631.68.

B. Fairgrounds 1. Recap- 2019 Cumming Country Fair & Festival. Fairgrounds Director Tracy Helms presented a recap on the success of the 2019 Cumming Country Fair and Festival. Among the Fair's highlights were four record days and the highest grossing Cumming Fair on record. Mr. Helms thanked the Mayor and City Council for their continued support of the Cumming Country Fair and Festival.

2. Request to Purchase- Multi-Use Tractor: Fairgrounds Director Tracy Helms requested to purchase a Multi-Use Tractor for use at the Cumming Fairgrounds. This is a replacement for a very old model they currently have. The Fairgrounds Department solicited three quotes for comparable tractors. It is their recommendation to purchase the

Massey Ferguson tractor from Cain Equipment. A motion was made by Jason Evans, seconded by Christopher Light, and unanimously passed to authorize the purchase of a Multi-Use Tractor for the Cumming Fairgrounds from Cain Equipment in the amount of \$29,000.00.

C. Planning & Zoning 1. Ordinance Update- Occupational Tax (Information Only)

Assistant City Attorney Molly Anderson presented an ordinance as follows: **AN ORDINANCE TO AMEND SECTION 14 OF CHAPTER 12 OF THE OFFICIAL CODE OF THE CITY OF CUMMING, TO AMEND THE CITY'S OCCUPATIONAL LICENSE TAX SCHEDULE, TO PROVIDE FOR AN EFFECTIVE DATE, TO PROVIDE FOR SEVERABILITY, AND FOR OTHER PURPOSES.** A motion was made by Christopher Light, seconded by Chad Crane, and unanimously passed to adopt the Occupational Tax Ordinance Change.

D. Administration 1. 2020 Budget City Administrator Phil Higgins presented the proposed 2020 Budget to the City Council and the public's view. The Budget Hearing would be held at the November 19, 2019 Council Meeting.

2. Joint Agreement- City of Cumming and DDA City Attorney Kevin Tallant explained that it is currently anticipated that after construction the City of Cumming will own the City Center Project, but will lease it to the Downtown Development authority for management and control purposes. To qualify for a grant available for the recreational trails at the City Center, an agreement is needed between the City and the DDA as to the use and maintenance of those trails. A motion was made by Christopher Light and seconded by Chad Crane to authorize Mayor Brumbalow to sign a Joint-Use Agreement with the Downtown Development Authority. The motion carried 4-0 with Councilman Jason Evans recused.

E. Aquatic Center 1. Request to Replace Dehumidification Unit- Indoor Competition

Pool City Administrator Phil Higgins explained that the Cumming Aquatics Center had requested to replace the one of the two dehumidification units over the Indoor Competition Pool. One of the existing units is operating at less than fifty percent capacity and is nearing the point of disrepair. Two bids were received for the unit. It is the recommendation of the Cumming Aquatics Center to accept the low bid from Daikin for \$284,900.00. A motion was made by Linda Ledbetter, seconded by Chad Crane, and unanimously passed to

authorize the replacement of the Dehumidification Unit over the Indoor Competition Pool from Daikin in the amount of \$284,900.00.

F. Police 1. Request to Purchase Records Management Program Cumming Chief of Police David Marsh explained that this program will allow the CPD officers to do mobile report writing in the field. Currently, the officers have to come back to the office to do all of their daily reports or at the end of their shift. Due to the fact that this program must be compatible with the Forsyth County Sheriff's Office program, the only quote that is available is from a sole source, Central Square. A motion was made by Linda Ledbetter, seconded by Lewis Ledbetter, and unanimously passed to authorize the purchase of the Records Management Program from Central Square for \$60,000.00.

IX. Announcements

- A. Cumming Steam, Antique Tractor & Gas Engine Expo- Nov. 8 & 9 at Fairgrounds
- B. Veterans Day Ceremony- Monday, Nov. 11, 11 a.m., at the Veterans War Memorial

X. Executive Session Mayor Brumbalow stated there a need to have Executive Session to discuss Personnel and Real Property Acquisition and Disposal. A motion was made by Jason Evans, seconded by Lewis Ledbetter, and unanimously passed to recess into Executive Session. After a brief Executive Session, a motion was made by Christopher Light, seconded by Linda Ledbetter, and unanimously passed to reopen the work session. A motion was made by Christopher Light, seconded by Chad Crane, and unanimously passed to authorize Mayor Brumbalow to negotiate a contract to hire Beltan Properties as Construction Manager for the Cumming City Center for a total of \$2.5 million.

A motion was made by Christopher Light, seconded by Linda Ledbetter, and unanimously passed to continue with the administration handled by J. Anderson Davis of Brinson, Askew, Berry, Seigler, Richardson & Davis, LLP, of Rome, Georgia for the collection of Hotel/Motel tax from online travel websites. The collected taxes are remitted to the City of Cumming on a quarterly basis.

XI. Adjournment: A motion was made by Linda Ledbetter, seconded by Chad Crane to adjourn the meeting.

Approved this 19th day of November, 2019.

Mayor

Councilmember

Councilmember

Councilmember

Councilmember

Attest:

City Clerk

Councilmember